

Exhibit 28

United States of America ex rel. Ven-a-Care of the Florida Keys, Inc. v. Boehringer Ingelheim Corp. et al.

Civil Action No. 07-10248-PBS

Exhibit to the August 28, 2009 Declaration of James J. Fauci In Opposition To
Corrected Boehringer Ingelheim Corporation and Boehringer Ingelheim Pharmaceuticals, Inc.
Local Rule 56.1 Statement of Undisputed Material Facts
in Support of Their Motion For Summary Judgment

MAY 17 '96 14:49

Electronic Mail

From: Nat_Sales_Director Date: 05/17/96

Priority: Normal

To: 1: All RDs
2: All DMs
3: All Reps4: Managed HC Svcs
5:
6:Copy: 1: Ext Cust Service
2: Int Cust Service
3: Human ResourcesSubject: Atrovent (I.B.) Solution
Confirm: NoTo Be Sent: Yes
Files Attached: No

***** SALES BULLETIN 96:90 *****

As you may be aware, Roxane's promotion of I.B. Solution will start on 3 June 1996. They have been busy this month signing up as many Home Health Care accounts as possible. Currently, they have over 50 large orders in-house, ready to ship.

Just so you are clear on sales commissions: if Roxane's ipratropium bromide is sold, or if an Atrovent Solution is sold, you get credit for it. It is in the corporation's best interest to shift business to Roxane, as quickly as possible.

From an activity standpoint, you are to continue calling on Emergency Departments, PUDs, ALLs, and high volume PCPs to influence their prescribing. However, distribution channel work (wholesalers, retailers, special projects, Home Health Care, etc.) is to stop as of 3 June 1996.

No samples will be available of Atrovent Solution, although the occasional PCTP request will still be honored.

The higher the Rxing, the more money in the corporation's pocket, and the better you will do in the President's Club standings. This is the last push for ipratropium bromide solution, so make your sales calls count. Your cooperation is expected and appreciated.

Regards,
Jim King

cc: Jerry Hart

Ed,
for your information
J.W. Hart

C.C. - Walsh

Post-It [™] brand fax transmittal memo 7671		# of pages > 1
To: Jerry Hart	From: Jim King	
Co: Roxane	Co: BIP	
Dept:	Phone #	
Fax # (614) 276-2470	Fax #	

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ROX TX - 17837

** TOTAL PAGE.001 **